

Message

From: White, David [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=2702669a75e34e578e3a5e20db60cf53-whiteda]
Sent: 2/12/2022 3:03:37 PM
To: Lanthier-Seymour, Andrea [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=00715441dc5d44c9a6063a87c99a4cd9-lanthieran]
Subject: Fw: CONFIDENTIAL - Truck Convoy Protest - Injunction

FYI - Christiane Huneault is the Chief's General Counsel

We have never received an answer to this...

From: White, David <David.White@ottawa.ca>
Sent: February 4, 2022 9:26 AM
To: Kanellakos, Steve <Steve.Kanellakos@ottawa.ca>; Turner, Valerie <Valerie.Turner@ottawa.ca>; Ayotte, Kim <Kim.Ayotte@ottawa.ca>
Cc: Box, Steve <Steve.Box@ottawa.ca>
Subject: Fw: CONFIDENTIAL - Truck Convoy Protest - Injunction

FYI

From: White, David
Sent: February 4, 2022 8:35 AM
To: Huneault, Christiane (Police) <HuneaultC@ottawapolice.ca>
Cc: Simms, Mary <mary.simms@ottawa.ca>; Huxley, Stuart <Stuart.Huxley@ottawa.ca>
Subject: CONFIDENTIAL - Truck Convoy Protest - Injunction

Good morning Christiane,

I am writing further to our earlier discussions, as well as those that have taken place between members of our respective legal teams, on the possibility of injunctive relief in the trucker convoy demonstration.

It is my understanding that, at the current time, Ottawa Police Service does not require any injunctive court orders in order to continue to action its operational plan. However, the City's Legal Services Branch wants to ensure that we are in the best position possible to respond in the event that circumstances change and the Ottawa Police Service requests that the City seek an injunction. In event that the City decides to move for an injunction, we want to be able to move expeditiously.

In order to further our preparations, the legal team is requesting supporting information from Ottawa Police Service. We understand, of course, that the situation is extremely fluid and subject to change day-by-day. We appreciate that, should there come a time when an injunction is sought, adjustments will need to be made to reflect the situation as it exists. But this will give us a starting point.

In that respect, would you please provide answers to the following questions:

1. Does the Ottawa Police Service anticipate any possible gaps in legal authority to take enforcement action and, if so, what are the possible gaps identified? Are there additional ways the City can support you in remedying those possible gaps?

- 2. What are the particular activities which Ottawa Police Service anticipates would need to be the subject matter of a court order for it to effectively support the Ottawa Police Service operational plan?**
- 3. What is the particular geographic area which you anticipate would have to be identified by an order for it to effectively support the Ottawa Police Service operational plan?**
- 4. Do you anticipate that the Ottawa Police Service would require an order with respect to other jurisdictions, such as federal or provincial property?**
- 5. Can we be provided with an outline of the type of evidence currently being gathered by the Ottawa Police Service that would be available to the City to support a motion for an injunction?**
- 6. Does the Ottawa Police Service have knowledge of other evidence that may be with the City and/or others that would support the motion for an injunction?**
- 7. Who would be appropriate Ottawa Police Service members to provide affidavit evidence in support of a motion for an injunction?**
- 8. Do you anticipate that a time-limited order would be sufficient for operational purposes?**
- 9. Should we be preparing for a possible emergency motion, or do you anticipate we would have time to bring the motion on notice with full argument, which would take considerably more lead time?**
- 10. If an injunction is requested, can the Ottawa Police Services advise the City how that injunction would fit into its operational plan, including whether you anticipate that it would be the intention to immediately rely upon the injunction in enforcement activities?**

The above information is necessary for us to identify what material we should be preparing and what evidence we should be marshalling for a possible injunction motion.

We appreciate that the information is highly sensitive to your operations and we will only be using it for the purpose of the possible injunction.

I look forward to hearing from you with respect to the above, at your earliest convenience.

David
DAVID G. WHITE

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